

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office.....

MAY 14 1959

Returned to applicant for correction.....

Corrected application filed.....

Map filed.....

MAY 12 1959

The applicant IRWIN E. SMITH and MARIE A. SMITH
of DENIO, County of HUMBOLDT,

State of NEVADA, hereby make... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground.
Name of stream, lake or other source.

2. The amount of water applied for is 1.0 second-feet.
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet.

3. The water to be used for Irrigation & Domestic.

Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 11.638.

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 11. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: In Tract 38, T. 47 N., R. 30 E., M.D.B.&M.

At a point which bears N. 68° 01' E. 511.75 feet
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. Place of use A portion of Tract 38, T. 47 N., R. 30 E., M.D.B.&M. described
Describe by legal subdivision, if on unsurveyed land it should be so stated.

as follows: Beginning at the northeast corner of Tract 38 (Brass Cap)
Thence running S. $0^{\circ}09'42''$ W. 1534.30 feet to a point, Thence S. $87^{\circ}43'42''$ W. 466.67 ft. to the true point of beginning. Thence same last said course 404.53 ft. to a point. Thence S. $0^{\circ}09'42''$ W. 1000.0 ft. to a point., Thence N. $87^{\circ}43'42''$ E. 608.90 ft. to a point., Thence N. $11^{\circ}21'54''$ W. 1011.47 ft. to the true point of beginning.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Deep well, 12" casing equipped with a turbine pump and irrigation ditch system

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works..... \$5,000.00
10. Estimated time required to construct works..... 4 yrs.
11. Remarks.....

Compared..... HS/LB..... HS/AM..... Applicant..... Irwin E. Smith & Marie A. Smith
By..... s/ Richard M. Black
Agent for applicant

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source and is limited to what the well will produce but not to exceed 1.0 c.f.s. It is understood that this right must allow for a reasonable lowering of the static water level at permittees well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept, and a method provided, either air line or opening, for measuring depth to water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, or a yearly duty of 4.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before May 12, 1960

Proof of commencement of work shall be filed before June 12, 1960

Work must be prosecuted with reasonable diligence and be completed on or before May 12, 1961

Proof of completion of work shall be filed before June 12, 1961

Application of water to beneficial use shall be made on or before May 12, 1962

Proof of the application of water to beneficial use shall be filed on or before June 12, 1962

Map in support of proof of beneficial use shall be filed on or before June 12, 1962

Commencement of work filed JUN 8 1960

Completion of work filed JUN 7 1961 WITNESS MY HAND AND SEAL this 12th day

Proof of beneficial use filed JUL 27 1962

Cultural map filed JUL 27 1962 of November 1959

Certificate No 5535 Issued JUNE 10 1963

Recorded 6/14/63 Bk B Page 50 Irrigation

Edmund G. Muth

State Engineer